

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. § 371		Attorney Docket <b>044508-5008-US</b>
International Application No.	International Filing Date	U.S. Application No. <b>Not Assigned</b>
<b>PCT/US2004/037045</b>	<b>November 8, 2004</b>	Priority Date Claimed <b>10/5/8438</b> <b>November 7, 2003</b>

Title of Invention: **Activation of Hypoxia-inducible Gene Expression**

Applicants For EO/EO/US: **Ajay VERMA, Huasheng LU, Robert FORBES, Clifton DALGARD, Ahmed MOHYELDIN and Ronald ZENK**

Applicants herewith submit to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. § 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. § 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. § 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. § 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. § 371(c)(2))
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A copy of the International Application as filed has been transmitted by the International Bureau.
7. ☐ A translation of the International Application into English (35 U.S.C. § 371(c)(2)).
8. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3)).
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 371(c)(3)).
10. ☐ An oath or declaration of the inventors (35 U.S.C. § 371(c)(4)).
11. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. § 371(c)(5)).

Items 12. to 15. below concern other document(s) or information included:

12. ☐ An Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98.
13. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. § 3.28 and § 3.31 is included.
14. ☒ A FIRST preliminary amendment.
15. ☒ Other items or information:
  - a. PCT/IB/304
  - b. PCT/IB/306
  - c. PCT/ISA/220
  - d. PCT/ISA/210
  - e. PCT/ISA/237

U.S. Application No. **30-578438**

International Application No.

Attorney Docket

(Not Assigned)

PCT/US2004/037045

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16.



The following fees are submitted:

Basic National Fee (37 C.F.R. § 1.492(a)(1)-(5)):

National Stage Basic Fee =

\$300.00

Surcharge of \$130.00 for furnishing the oath or declaration later than

☐ 20 ☐ 30 months from the earliest claimed priority date

(37 C.F.R. § 1.492(e)).

Claims	Number Filed	Number Extra	Rate	
Total Claims	33 - 20 =	13	X \$50.00	\$650.00
Independent Claims	5 - 3 =	2	X \$200.00	\$400.00
Multiple dependent claim(s) (if applicable)			+ \$360.00	0
Application Size Fee		\$250.00		\$0.00
Search Fee		\$100.00		\$100.00
Examination Fee		\$200.00		\$200.00
TOTAL OF ABOVE CALCULATIONS				\$1,650.00
Reduction by ½ for filing by small entity, if applicable				-\$825.00
SUBTOTAL =				\$825.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. § 1.492(f)).				+\$
TOTAL NATIONAL FEE =				\$
Fee for recording the enclosed assignment (37 C.F.R. § 1.21(h)). The Assignment must be accompanied by an appropriate cover sheet (37 C.F.R. §§ 3.28, 3.31). \$40.00 per property				
TOTAL FEES ENCLOSED =				\$
Amount to be refunded				
Amount to be charged				\$

a. ☐

A check in the amount of \$\_\_\_\_\_ to cover the above fees is enclosed.

b. ☒

Please charge my Deposit Account No. 50-0310 in the amount of \$825.00 to cover the above fees.

c. ☒

**Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

Date: May 5, 2006

Customer No. 09629

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